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# REMARKS

Claims 1-19 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. This rejection has been obviated by amendment to the claims. Applicant respectfully requests the Examiner to withdraw the rejection.

Claims 1-11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Winker et al. (U.S. 6,239,853 B1) in view of European Patent (EP 1119995 A1).

Winker discloses a privacy screen that has at least two parallel waveplates that are positioned between polarizing films. Each waveplate has parallel regions (strips) that alternate between being a birefringent region and an isotropic region. The two waveplates are staggered (e.g., a normal line drawn through the two waveplates will pass through an isotropic region of one waveplate and a birefringent region of the other waveplate). Applicant directs the Examiner to Figure 2 of Winker, which is an illustration of the staggered arrangement of the waveplates. In case of uniaxial birefringence,  $n_e - n_o$  by definition for a given isotropic region is equal to zero, and  $n_e - n_o$  for a birefringent region has a certain non-zero value. For Winker, there are two discrete values of  $n_e - n_o$  that are characteristic of each waveplate – one value is zero and the other is non-zero.

In contrast, the first uniaxially birefringent film of the present invention has a non-zero value of birefringence. Support for this statement is provided in Claim 1 of the present application.

The recitation of “a retardation value R” means that there is a single value for R. Since there is only a single value of R, this means that there is only a single value of  $n_e - n_o$  for a given thickness  $d_1$  and given  $\theta$ . As disclosed in the present specification, the birefringent films of the present invention have fixed, non-varying film thicknesses within certain ranges. Hence  $d_1$  is fixed for a given birefringent film. Thus, a given birefringent film of the present invention is characterized to possess a constant value of  $n_e - n_o$  and is homogeneous in exhibiting the value.

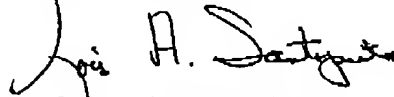
Since the first uniaxially birefringent film of the present invention is shown to be characterized by a single value of  $n_e - n_o$  whereas a waveplate of Winker is characterized by at least two values of  $n_e - n_o$ , the two disclosures are fundamentally different and there is no overlap between them. Winker does not teach or suggest the present invention. Therefore, the claims of the present invention are not obvious over Winker or in combination with EP 1119995 (A1).

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In view of the foregoing, allowance of the above-referenced application is respectfully requested.

Respectfully submitted,



LOIS A. SANTOPIETRO  
AGENT FOR APPLICANT  
Registration No.: 36,264  
Telephone: (302) 892-7752  
Facsimile: (302) 892-7949

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